

FERGUSON POLICE DEPARTMENT

EXHIBIT

TASER International ® USE REPORT

Date/Time: 09-17-11 TASER Officer's Name: KAMINSKI 586E-mail: _____ Department: FERGUSON Police DEPT.Department Address: 222 S. FLORISSANT Rd.
FERGUSON, MO. 63135 Phone: (314) 522-3100On Scene Supervisor: L.T. BALLARD Officer(s) Involved: KAMINSKI 586TASER Serial #: X00-571300 Medical Facility: HOSPITAL N/A Doctor: PATELER#: N/A Fire DR#: N/ANature of the Call or Incident: SUSPICIOUS PERSON Charges: ASSAULT 3d (c) Booked: Y (N)Location of Incident: () Indoor Outdoor () Jail () Hospital _____Type of Force Used (Check all that apply): () Physical Less-lethal () FirearmNature of the Injuries and Medical Treatment Required: SUBJECT STOPPED BREATHING/CPRAdmitted to Hospital for Injuries: Y/N Admitted to Hospital for Psychiatric: Y (N)Medical Exam: Y/N Suspect Under the influence: Alcohol / Drugs (specify): UNKNOWNWas an Officer, Police Employee, Volunteer or Citizen Injured? Y (N)

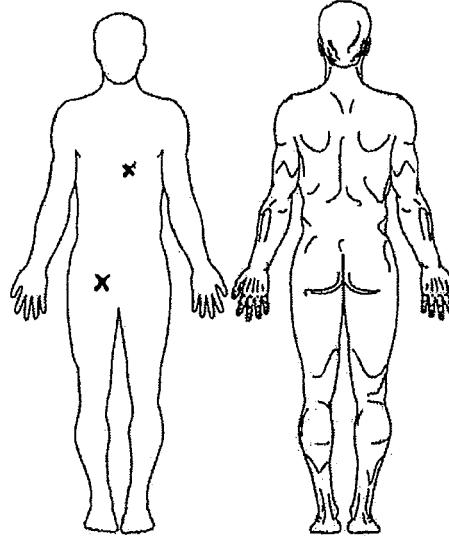
Incident Type {Circle appropriate response(s) below}:

Civil Disturbance Suicidal Suicide by Cop Violent Suspect Barricade Warrant Service OtherAge: 31 Sex: M Height: 5'07 Race: B Weight: 145TASER use (circle one): Success Failure Suspect wearing heavy clothes: Y (N)Number of Air Cartridges fired: 1 Number of cycles applied: 3Usage (check one): () Arc Display Only () Laser Display Only TASER ApplicationTASER: Is this a dart probe contact: Y/N Is this a stun gun contact: Y (N)TASER® weapon used: () AIR TASER 34000-series ADVANCED TASER M-seriesApproximate target distance at the time of the dart launch: 15 FEETDistance between the two probes: 18" Need for an additional shot? Y (N)Did dart contacts penetrate the subject's skin? Y/N Probes removed on scene: Y/NTASER: Did the application cause injury: Y/N If yes, was the subject treated for the injury: Y/N

DESCRIPTION OF INJURY:

ABRASIONS FROM FALL

APPLICATION AREAS - Points of contact (place "X's" where probes hit suspect)



SYNOPSIS:

SUBJECT RAN AT OFFICER SWINGING ARMS, TASER DEPLOYED - SUBJECT (NAKED) FELL TO GROUND. ATTEMPTED TO RISE AFTER INITIAL CYCLE. 2d CYCLE (5 SEC) APPLIED. SUBJECT LAY BACK DOWN AND TRIED TO RISE AFTER CYCLE ENDED. SUBJECT TRIED GETTING UP AND WAS GIVEN 3d 5 SECOND CYCLE AND COMPLIED.

Need for additional applications? N Did the device respond satisfactorily? N

Describe the subject's demeanor after the device was used or displayed?

COMPLIANT AFTER 3d CYCLE, THEN UNRESPONSIVE AND NOT BREATHING.

Chemical Spray: Y N Baton or Blunt Instrument: Y N

Authorized control holds: Y N If yes, what types: HANDCUFFED BEHIND BACK

Describe other means attempted to control the subject: VERBAL COMMANDS

Photographs Taken: Y N

Report Completed by: L.T. Ballard 299 *L.T. Ballard*
299

ADDITIONAL INFORMATION

NONE

Ferguson Police Department

USE OF FORCE REPORT / PURSUIT REPORT
(To be completed by Supervisor)CN 11-18027
(If applicable)INCIDENT DATE 09-17-11TIME 0646

This form is used to report a Use of Force incident or a Police Vehicle Pursuit, and as a checklist to ensure that all required information is in the police report in sufficient detail. This form is required in all instances when an officer uses force (with or without a weapon to include pain compliance and pointing of firearms) to overcome resistance by a subject resisting arrest (except fleeing); or an arrestee is injured or claims injury AND all police vehicle pursuits.

SUSPECT MOORE, JASONRACE B SEX M DOB 03-04-80OFFICER KAMINSKIDSN 586
 ON-DUTY USE OF FORCE OFF-DUTY USE OF FORCE PURSUIT

USE OF FORCE INCIDENT INVOLVES:

| | |
|--|---|
| <input type="checkbox"/> Physical force used by Officer(s) (striking with fists, kicking or pain compliance techniques) | <input type="checkbox"/> Pointing of a firearm <u>N/A</u> |
| <input type="checkbox"/> Firearm discharge | <input type="checkbox"/> Resisting arrest <u>N/A</u> <input type="checkbox"/> Protective custody <u>N/A</u> |
| <input checked="" type="checkbox"/> Advanced Taser used (Also complete FPD Form 105) | <input type="checkbox"/> Pepper-mace used <u>N/A</u> <input type="checkbox"/> Impact weapon used <u>N/A</u> |
| <input checked="" type="checkbox"/> Injured arrestee | <input type="checkbox"/> Other weapon used <u>N/A</u> <input type="checkbox"/> Officer injured <u>N/A</u> |
| | <input type="checkbox"/> Arrestee claiming injury <u>N/A</u> <input type="checkbox"/> Animal Destroyed <u>N/A</u> |

CHECK IF IN OR ATTACHED TO POLICE REPORT:

- detailed description of actions and resistance used by suspect
- detailed description of force used by officer(s), including how weapons used, how many blows, where struck, etc.
- officer's detailed observation of arrestee's injuries
- witness statements, pedigrees
- all officers at the scene listed in report, statements
- location where treated, doctor's name
- doctor's diagnosis & treatment
- fit for confinement N/A
- photos of suspect's injury N/A
- photos of officers injury N/A
- charged with resisting arrest, booked N/A

CHECK IF INCIDENT INVOLVES VEHICLE PURSUIT:

Reason Pursuit Initiated:

 Felony Misdemeanor Traffic

 Assist other jurisdiction

Pursuit terminated by:

 Accident Arrest Escape

 Tire Deflating Device

 Roadblock

 Pursuing officer Supervisor directive

 Pursuit ended in city limits outside city limits

If pursuit results in vehicle crash:

Number of vehicles involved _____

 Police vehicle involved

 Suspect killed/injured

 Officer killed/injured Other(s) killed/injured
COMMANDER/SUPERVISOR Off. Ballard DSN 299 DATE 09-17-11OFFICER'S ACTIONS COMPLY WITH DEPARTMENT POLICY: YES NO
(If no, submit separate investigation and recommendation)

DIVISION COMMANDER _____ DSN _____ DATE _____

Forward to Chief of Police

USE OF FORCE REPORT / PURSUIT REPORT

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DATE: 09-17-11

CN: 11-18027

At approximately 0646 hrs., Officers were dispatched to the area of Airport Rd. and N. Marguerite for a report of a naked man running in the street, hitting vehicles and screaming. Officer Kaminski 586 located the subject at the intersection of Airport Rd. and Henquin Dr. in the parking lot of "Tim Allens' Cleaning Service" 205 Henquin Dr.

The subject later identified as; Moore, Jason B/M 03-04-80, was completely naked staring out at Airport Rd..Officer Kaminski told Moore to place his hands over his head and walk towards him. Moore began to yell and moved towards Officer Kaminski. Officer Kaminski told Moore to stop and get on the ground, but Moore continued to advance. Officer Kaminski backed away, ordering Moore to stop, however Moore only began to run at Officer Kaminski, screaming and swinging his fists. Officer Kaminski then deployed his department issued TASER, striking Moore with a probe into his chest and a probe into his right upper thigh area. Moore, after initially falling to the ground, attempted to regain his feet and Officer Kaminski ordered him to stay down, and was met with non-compliance. Officer Kaminski administered a second, 5 second burst which placed Moore back on the ground. Moore again tried to rise up and a third 5 second burst was administered, again placing Moore back onto the ground. Officer White 560 arrived and was able to pull Moores' arms behind his back and handcuff him. After being handcuffed, Moore tried moving his arms again but stopped when Officer White told him to. Officer White then requested an Ambulance and Supervisor to respond.

Myself and Officer Bebe 544 then arrived on scene, at almost the same instant that Officer White requested EMS and myself.

As I approached Moore and the Officers, Moore let out a raspy sound and appeared to stop breathing. Officer White released the handcuffs from Moore and said "He's not breathing". Officer White and Officer Bebe began chest compressions immediately, as I radioed dispatch to advise EMS the subject was not breathing. Chest compressions were continued by Officers White and Bebe until relieved by EMS and Fire personnel.

Moore was transported to Christian Hospital Northwest by Ambulance with CPR in progress. Officer Bebe followed the ambulance and stayed at the hospital until told by the attending physician; Dr. Patel that Moore had passed.

Copies of the following are attached:

USE OF FORCE REPORT / PURSUIT REPORT

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Original Report

Witness Statement

Supplemental Report (s)